

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

| | | |
|----------------------------------|---|-----------------------|
| JUAN MORGAN, |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | Civ. No.: 05-989(RCL) |
| |) | ECF |
| MIKE JOHANNNS, |) | |
| Secretary, Dept. of Agriculture, |) | |
| |) | |
| Defendant. |) | |
| _____ |) | |

NOTICE OF WITHDRAWAL OF MOTION

Defendant Mike Johanns, through undersigned counsel, hereby withdraws the motion for enlargement of time to complete discovery filed September 14, 2007 (Dkt. Entry 30). Due to subsequent discussions with the pro se plaintiff, counsel for Defendant has determined that the motion previously submitted does not reflect the positions of the parties.

Dated: September 14, 2007

Respectfully submitted,

_____/s/ Robin M. Meriweather

ROBIN M. MERIWEATHER, D.C. Bar # 490114
Assistant United States Attorney
United States Attorney's Office
555 4th St., N.W.
Washington, D.C. 20530
(202) 514-7198
Robin.Meriweather2@usdoj.gov

Certificate of Service

I hereby certify that on this 14th day of September, 2007, I caused a copy of the foregoing to be filed via the Court's Electronic Case Filing System and served upon Plaintiff by first class, postage prepaid mail to *pro se* plaintiff and his counsel addressed as follows:

Juan Morgan
Pro se Plaintiff
PSC 2, Box 2814
APO AA 34002

John F. McHugh, Esq.
6 Water Street
New York City, NY 10004

/s/ Robin M. Meriweather
Robin M. Meriweather
D.C. Bar # 490114
Assistant United States Attorney